FARAD CONTINUATION SHEET.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION No. 2896 OF 2006.
IN
WRIT PETITION No.2522 OF 2003.

Office Notes,Office Memorandum of Coram apperance,Court's Orders & Directions and Registrar's Order.	: Court or Judge's Order.

Amol B. Desai, Advocate for the Petitioner.

Mrs.Meena H. Doshi, Advocate for the Respondent.

CORAM:R.M.S.KHANDEPARKAR,J.

DATED:29TH NOVEMBER, 2006.

1. Heard.

2. As regards the Bank Guarantee, the learned Advocate appearing for the Original Petitioner has submitted that consequent to the objection raised to the original Bank Guarantee so furnished, fresh Bank Guarantee was furnished that will remain in force till 19th December,2006 and thereafter, it will be renewed from time to time. A perusal of the xerox copy of the Bank Guarantee said to be furnished

undoubtedly discloses its validity till 19th December, 2006. Therefore, the contention of the applicant that the bank guarantee has expired, cannot be accepted.

3. As regards the second part of the prayer for modification of the order dated 15th July, 2003 is concerned, admittedly, it is not the subject-matter of the Writ Petition and, therefore, question of modification of the order of 15th July, 2003 directing the petitioner to pay an amount equivalent to the amount of wages to the winders who are stated to be employed by the Original Petitioner, does not arise. As no such directions can be issued at the instance of the applicant/original respondent against the petitioner, as the same is beyond the scope of the subject-matter of the petition. The application is, therefore, rejected.

[R.M.S.KHANDEPARKAR,J.]